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Attorneys for Defendants Apotex, Inc. and Apotex Corp.

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

ASTRAZENECA LP and
ASTRAZENECA AB,

Plaintiffs,

v.

APOTEX, INC. and APOTEX CORP.,

Defendants.

:
:
: Civil Action No.: 1:09-CV-1518
: (RMB) (AMD)
:

**NOTICE OF APPEAL TO
THE COURT OF APPEALS FOR
THE FEDERAL CIRCUIT**

Notice is hereby given that Defendants, Apotex, Inc. and Apotex Corp. (collectively, "Apotex"), defendants in the above-captioned case, hereby appeal to the United States Court of Appeals for the Federal Circuit from the Opinions and Orders and oral rulings granting plaintiffs'

motion for a temporary restraining order and preliminary injunction entered in this action by the above-name Court on 14th and 22nd days of May, 2009.

Respectfully submitted,

HILL WALLACK LLP

Attorneys for Defendant Apotex, Inc.

Dated: June 2, 2009

By: /s/Eric I. Abraham

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CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing **NOTICE OF APPEAL TO THE COURT OF APPEALS FOR THE FEDERAL CIRCUIT** is to be electronically filed. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

June 2, 2009
Date

/s/Eric I. Abraham
Eric I. Abraham